

MURLENE J. RANDLE, State Bar #98124  
R. WILLIAM REED, *Of Counsel*, State Bar #261931  
LAW OFFICES OF M. J. RANDLE  
235 Montgomery Street, Suite 716  
San Francisco, CA 94104  
Telephone: (415) 352-0189  
Facsimile: (415) 352-0187  
E-Mail: [murlene@randlelawoffices.com](mailto:murlene@randlelawoffices.com)  
[will@randlelawoffices.com](mailto:will@randlelawoffices.com)

Attorneys for the Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

AARON C. STEVENSON, KEVIN D.  
TAYLOR, KEVIN W. SMITH, AUDRY  
LEE, and KIRK W. RICHARDSON,

Plaintiffs,

v.

THE CITY AND COUNTY OF SAN  
FRANCISCO, THE SAN FRANCISCO  
FIRE DEPARTMENT, THE SAN  
FRANCISCO FIRE COMMISSION, and  
THE CIVIL SERVICE COMMISSION  
OF SAN FRANCISCO,

Defendants.

) Case No. CV 11 4950 MMC

) **[PROPOSED] ORDER TO SHOW CAUSE RE:**  
) **PRELIMINARY INJUNCTION**

) Hearing Date: April 1, 2016  
) Hearing Time: 9:00 a.m.

) Place: Federal Courthouse (NDCA)  
) 450 Golden Gate Avenue  
) San Francisco, CA 94102  
) Courtroom 7, 19<sup>th</sup> Floor

) Hearing Judge: Hon. Maxine M. Chesney

) Date Action filed: October 6, 2011  
) Trial Date: TBD


1 TO DEFENDANTS and COUNSEL OF RECORD:

2 YOU (AND EACH OF YOU) ARE HEREBY ORDERED TO SHOW CAUSE as to why you,  
3 your officers, agents, employees and attorneys should not be restrained and enjoined from: ~~(1)~~  
4 ~~administering the H-50 Assistant Chief Examination currently scheduled for the 19<sup>th</sup> and 20<sup>th</sup> of~~  
5 ~~February 2016, and (2) otherwise making any permanent appointments to the rank of H-50 Assistant~~  
6 ~~Chief, until the resolution of Defendants' disparate impact liability and, if liability is found, the~~  
7 ~~Plaintiffs' requests for equitable relief.~~

8 A hearing will be held in Courtroom 7, located on the 19<sup>th</sup> floor of the Federal Courthouse on  
9 450 Golden Gate Street, San Francisco, California 94102, at 9:00 a.m. on April 1,  
10 2016. Accordingly, the Defendants' opposition shall be filed no later than February 26,  
11 2016. The Plaintiffs may file a reply no later than March 11, 2016.

12 ~~PENDING HEARING on the above Order to Show Cause, you, your officers, agents, servants,~~  
13 ~~employees, and attorneys, along with all those in active concert or participation with you or them ARE~~  
14 ~~HEREBY RESTRAINED AND ENJOINED from: (1) administering the H-50 Assistant Chief~~  
15 ~~Examination currently scheduled for the 19<sup>th</sup> and 20<sup>th</sup> of February 2016, and (2) otherwise making any~~  
16 ~~permanent appointments to the rank of H-50 Assistant Chief.~~

17  
18 DATED: February 5, 2016

19   
20 Honorable Maxine M. Chesney  
21 UNITED STATES DISTRICT JUDGE  
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